

COMMONWEALTH OF MASSACHUSETTS

CITY OF CAMBRIDGE

IN RE: POLE AND CONDUIT COMMISSION HEARING

POLE AND CONDUIT COMMISSION BOARD MEMBERS:

Richard Scali, Chairman  
George Fernandes, City Electrician  
William Dwyer, Superintendent of Streets

STAFF:

Elizabeth Y. Lint, Executive Officer

- held at -

Michael J. Lombardi Municipal Building  
831 Massachusetts Avenue  
Basement Conference Room  
Cambridge, Massachusetts 02139

Tuesday, August 24, 2010  
11:00 a.m.

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## P R O C E E D I N G S

ELIZABETH LINT: The meeting of the Pole and Conduit Commission, Tuesday, August 24, 2010, 11:00 a.m. We're in the Michael J. Lombardi Municipal Building, 831 Mass. Ave. basement conference room. Before you, the Commissioners, Chairman Richard Scali, Bill Dwyer and George Fernandez.

RICHARD SCALI: Good morning everybody. Are there any Cambridge residents here? Cambridge residents? For your property?

DOUG BROWN: Yes.

RICHARD SCALI: You're going to come right up front then.

ELIZABETH LINT: After you accept the minutes.

RICHARD SCALI: All right. Motion to accept the minutes from our meeting of July 22nd.

WILLIAM DWYER: Second.

1 RICHARD SCALI: Moved and seconded.

2 All in favor?

3 GEORGE FERNANDES: Yes.

4 RICHARD SCALI: Aye.

5 Which one is yours, sir?

6 DOUG BROWN: Bellis Circle.

7 RICHARD SCALI: Bellis Circle.

8 ELIZABETH LINT: Middle of page two.

9 RICHARD SCALI: Oh, here we go. All  
10 right.

11 NStar? NStar here? NStar for Bellis  
12 Circle, northeasterly, approximately 366 feet  
13 west of Sherman from pole. A distance of  
14 four feet of conduit.

15 Good morning.

16 FRED MARTINS: Good morning. How  
17 are you?

18 RICHARD SCALI: Tell us your name  
19 for the record, please.

20 FRED MARTINS: Fred Martins from  
21 NStar.

1 RICHARD SCALI: And you are?

2 DOUG BROWN: I'm Doug Brown. I'm  
3 the property owner.

4 RICHARD SCALI: Mr. Brown. Okay.

5 All right. Tell us.

6 FRED MARTINS: This is to install  
7 conduit from the pole to a manhole on private  
8 property for underground service.

9 RICHARD SCALI: Are you upgrading,  
10 is it a renovation?

11 DOUG BROWN: Yes.

12 RICHARD SCALI: Let me make sure I  
13 have the paperwork here. I do.

14 Problems?

15 GEORGE FERNANDES: You're doing  
16 telephone and Comcast?

17 DOUG BROWN: No. Those come in on  
18 the other side of the house and this will be  
19 an area line.

20 GEORGE FERNANDES: Okay.

21 RICHARD SCALI: So it's staying the

1 same, nothi ng' s changi ng?

2 DOUG BROWN: Ri ght.

3 RI CHARD SCALI : Are you upgradi ng  
4 those as wel l overhead?

5 DOUG BROWN: I thi nk those were  
6 removed during the renovation and they' re  
7 rei nstal l i ng them.

8 RI CHARD SCALI : Putti ng them back  
9 up?

10 DOUG BROWN: Yes.

11 RI CHARD SCALI : Probl ems, Mr. Dwyer?

12 WI LLI AM DWYER: No, no probl ems.  
13 Permi ts and SPOF regul ations that' s i t.

14 RI CHARD SCALI : Further di scussi on?

15 GEORGE FERNANDES: No, I' m good.

16 RI CHARD SCALI : Okay.

17 Moti on to approve subj ect to permi ts  
18 and SPOF. Moved.

19 WI LLI AM DWYER: Seconded.

20 GEORGE FERNANDES: Seconded.

21 RI CHARD SCALI : Moved and seconded.

1 All in favor?

2 (Aye. )

3 DOUG BROWN: Thank you.

4 RICHARD SCALI: Thank you very much.

5 \* \* \* \* \*

6 RICHARD SCALI: All right. Let's go  
7 back from July 22nd, CCG Communications. CCG  
8 for breaking out the NStar manhole at the  
9 corner of Allston and Brookline, 40 feet of  
10 conduit to utility pole across Brookline 10  
11 feet off of utility pole.

12 Good morning.

13 RAQUEL GRAVALLES: Good morning.

14 RICHARD SCALI: Just tell us your  
15 name for the record.

16 RAQUEL GRAVALLES: Raquel Gravalles.  
17 We're actually waiting for a pole replacement  
18 now we just found out on a walkout. Pole 9  
19 on Allston Street. So that's still pending  
20 final license.

21 RICHARD SCALI: So who are you

1           wai ti ng for on that?

2                   RAQUEL GRAVALLES:   That woul d be  
3           Veri zon.

4                   RI CHARD SCALI :   Veri zon has to  
5           repl ace the pol e.

6                   RAQUEL GRAVALLES:   Yeah, the request  
7           is comi ng from them.

8                   RI CHARD SCALI :   They' re comi ng by  
9           stage coach or. . . .

10                  RAQUEL GRAVALLES:   Yeah, somethi ng  
11          I like that.

12                  RI CHARD SCALI :   It' s goi ng to be one  
13          of those long wai ts, Mr. Fernandes.

14                  GEORGE FERNANDES:   Shoul d be an  
15          NStar pol e change.

16                  RAQUEL GRAVALLES:   NStar?   Okay.  
17          Ori gi nal l y the request came from Veri zon.

18                  GEORGE FERNANDES:   Veri zon' s  
19          requesti ng the pol e change so --

20                  RAQUEL GRAVALLES:   Correct.   That  
21          was thei r wal k off, ri ght?

1                   GEORGE FERNANDES: Yes, i t' s an  
2 NStar pole.

3                   RAQUEL GRAVALLES: I guess the  
4 pole' s rotting, so. . . .

5                   RICHARD SCALI: So i t' s an NStar  
6 pole?

7                   RAQUEL GRAVALLES: I t' s jointly  
8 owned I believe.

9                   RICHARD SCALI: So does she need to  
10 contact NStar to make sure --

11                  GEORGE FERNANDES: No, Veri zon.

12                  RICHARD SCALI: All right. So we  
13 need to see that that' s done first?

14                  GEORGE FERNANDES: Well, it has to  
15 get done, yes.

16                  RAQUEL GRAVALLES: Right. It has to  
17 get done and they have the rest of their make  
18 ready. Just a few moves on a couple of the  
19 poles, so. . . .

20                  WILLIAM DWYER: Just that one pole?

21                  RAQUEL GRAVALLES: Yeah, that i s the

1           only pole replacement.

2                   GEORGE FERNANDES: We can approve  
3           it. It's just make ready once we -- just  
4           make ready once work is complete. They can  
5           attach.

6                   WILLIAM DWYER: Okay.

7                   RICHARD SCALI: Any conditions?

8                   WILLIAM DWYER: As long as NStar  
9           puts the -- whoever puts the pole in the same  
10          spot. The pole's not going to be moved as  
11          far as you know, right?

12                  RAQUEL GRAVALLES: Not that I know  
13          of, no. I assume it will go immediately  
14          right next to it.

15                  WILLIAM DWYER: Okay.

16                  GEORGE FERNANDES: Goes in the same  
17          hole.

18                  RICHARD SCALI: They're going to  
19          actually take it out?

20                  WILLIAM DWYER: That's what they do.

21                  RICHARD SCALI: They're not going to

1 have two poles there now?

2 GEORGE FERNANDES: Until they  
3 switched out.

4 WILLIAM DWYER: Well, they will.

5 RICHARD SCALI: You know what that  
6 means. It means the two poles are going to  
7 be there for a long time.

8 GEORGE FERNANDES: Yes, a few  
9 months.

10 RICHARD SCALI: All right.

11 Anybody from the public want to be  
12 heard on this matter?

13 (No response.)

14 RICHARD SCALI: Pleasure of the  
15 Commissioners?

16 WILLIAM DWYER: Just permits that  
17 they need to get from Electrical and Public  
18 Works, which I think is mostly Electrical on  
19 this point.

20 RICHARD SCALI: All right. Motion?

21 GEORGE FERNANDES: Moved.

1 WILLIAM DWYER: Yes.

2 RICHARD SCALI: Moved.

3 Subject to permits and the replacement  
4 of the NStar Pole No. 9. Moved.

5 WILLIAM DWYER: Seconded.

6 RICHARD SCALI: All in favor?

7 GEORGE FERNANDES: Yes.

8 WILLIAM DWYER: Yes.

9 \* \* \* \* \*

10 RICHARD SCALI: Okay. All right.

11 Let's see, you have another one on here, too.

12 From July 22nd, CCG Communications to  
13 install 144 count fiberoptic cable and  
14 Verizon conduit from the corner of Third and  
15 Broadway to Galileo Way and Broadway.

16 So this is -- are we waiting for  
17 Verizon permission?

18 RAQUEL GRAVALLES: Still pending  
19 final license, correct.

20 RICHARD SCALI: Still waiting.

21 Okay. Motion to continue.

1 GEORGE FERNANDES: Moved.

2 RICHARD SCALI: Moved and seconded.

3 WILLIAM DWYER: Seconded, yes.

4 RAQUEL GRAVALLES: Thank you.

5 RICHARD SCALI: Thanks very much.

6 \* \* \* \* \*

7 RICHARD SCALI: New petition for

8 Abovenet. Abovenet?

9 This is to run fiber optic cable in  
10 Verizon conduit located at First Street and  
11 Cambridge Street. Manhole to manhole for 576  
12 feet, and from Cambridge Street to Two Canal  
13 Park for 150 feet. Abovenet will occupy one  
14 pathway within the Verizon conduit system.

15 Good morning.

16 NEIL BRESNAHAN: Good morning. How  
17 are you?

18 RICHARD SCALI: Tell us your name.

19 NEIL BRESNAHAN: My name is Neil  
20 Bresnahan and I work for Abovenet  
21 Communications.

1                   RICHARD SCALI: So tell us about  
2 this project.

3                   NEIL BRESNAHAN: It's just really to  
4 pull cable into a building for a customer.  
5 We petitioned Verizon. We received a  
6 license. And I actually supplied the final  
7 license to you folks.

8                   RICHARD SCALI: Oh, okay. Let's  
9 see.

10                  GEORGE FERNANDES: It's a cable  
11 pole.

12                  RICHARD SCALI: Is this it right  
13 here?

14                  GEORGE FERNANDES: Yes.

15                  RICHARD SCALI: So you're just  
16 pulling through their conduit?

17                  NEIL BRESNAHAN: Directly into the  
18 building.

19                  RICHARD SCALI: Who's the customer?

20                  GEORGE FERNANDES: Black Watt.

21                  NEIL BRESNAHAN: Black Watt. I'm

1 not ready for the questions, I just do the  
2 street stuff.

3 RICHARD SCALI: You're not ready for  
4 the questions?

5 NEIL BRESNAHAN: No, no, the trick  
6 questions? I only do the street work.

7 RICHARD SCALI: Oh.

8 NEIL BRESNAHAN: I don't usually get  
9 involved with the customer.

10 GEORGE FERNANDES: Black Watt has an  
11 office present on I think it's at 1030 Mass.  
12 Avenue and they're now moving down to Two  
13 Canal Park and they had to have --

14 NEIL BRESNAHAN: They had to have a  
15 fiber connection.

16 RICHARD SCALI: So is this a --

17 WILLIAM DWYER: Everything is pretty  
18 straight forward.

19 RICHARD SCALI: Yes.

20 WILLIAM DWYER: -- I've gone over  
21 with the set-up and everything with the

1 contractor who is going to be doing the work  
2 for Abovenet. And we've touched base with  
3 the MBTA, because it's right near Lechmere  
4 Station and all that stuff. So, it's pretty  
5 straight forward.

6 RICHARD SCALI: So you're happy with  
7 the plans?

8 WILLIAM DWYER: Absolutely. Yes, we  
9 are.

10 RICHARD SCALI: Is this a redundant?  
11 Do you have another pathway for them, too, or  
12 is this just one?

13 NEIL BRESNAHAN: No, just the one.

14 RICHARD SCALI: All they're asking  
15 for is the one pathway?

16 NEIL BRESNAHAN: At this time, yes.  
17 Well, they haven't asked us for anything. I  
18 mean, I'm just -- these customers come back  
19 and do a later date.

20 RICHARD SCALI: Yes, they're going  
21 to come back and looking for another --

1 NEIL BRESNAHAN: Possibly.

2 RICHARD SCALI: And there's nothing  
3 else they need, do you know?

4 NEIL BRESNAHAN: Not from us at the  
5 moment that I'm aware of.

6 RICHARD SCALI: Other utilities?

7 GEORGE FERNANDES: No.

8 RICHARD SCALI: All right.

9 Conditions?

10 WILLIAM DWYER: Just permits from  
11 Public Works for entry manholes and the  
12 sidewalks.

13 RICHARD SCALI: No SPOF?

14 WILLIAM DWYER: No, there's no dig.  
15 It's all poles.

16 RICHARD SCALI: Just the poles?

17 WILLIAM DWYER: Yes.

18 RICHARD SCALI: All right. Any  
19 other questions? Motion.

20 WILLIAM DWYER: Moved.

21 RICHARD SCALI: Subject to permits

1 and Public Works. Moved and seconded. All  
2 in favor?

3 GEORGE FERNANDES: Yes.

4 WILLIAM DWYER: Yes.

5 \* \* \* \* \*

6 RICHARD SCALI: All right. We've  
7 got one more on here, new petition from  
8 Abovenet to pull fiber optic cable in Verizon  
9 conduit on Third Street. Manhole to manhole  
10 for a total of 760 feet. Abovenet will come  
11 from the Verizon manholes to the basement of  
12 One Broadway.

13 NEIL BRESNAHAN: Yes.

14 RICHARD SCALI: Same customer or a  
15 different customer?

16 NEIL BRESNAHAN: Different customer.  
17 This is Linden Laboratories.

18 RICHARD SCALI: What is it?

19 NEIL BRESNAHAN: Linden  
20 Laboratories.

21 RICHARD SCALI: Linden Laboratories.

1                   So, are they new in that location too,  
2           Linden Labs?

3                   NEIL BRESNAHAN: I don't know that.

4                   RICHARD SCALI: Never heard of it.  
5           Not that that makes a difference.

6                   NEIL BRESNAHAN: No, I don't know to  
7           tell you the truth, Commissioner. They'll  
8           supply both the license and the breakout for  
9           Verizon.

10                  RICHARD SCALI: How did you get the  
11          Verizon license so quickly?

12                  NEIL BRESNAHAN: It wasn't quick.  
13          It took about five months to get it.

14                  WILLIAM DWYER: Oh, really?

15                  NEIL BRESNAHAN: Right. We don't --  
16          I don't apply until I get the license in  
17          hand, because I find if I file, it just keeps  
18          getting continued every month and, you know,  
19          it's...

20                  RICHARD SCALI: Very smart.

21                  NEIL BRESNAHAN: Well.

1                   RICHARD SCALI: You're absolutely  
2 right.

3                   NEIL BRESNAHAN: It's from learning.

4                   RICHARD SCALI: You learn quickly.

5 All right. Questions?

6                   GEORGE FERNANDES: No, all set.

7                   RICHARD SCALI: Just the pole.

8 Permits?

9                   WILLIAM DWYER: Same permit  
10 conditions, Public Works and Electrical on  
11 this one. Basically the same one. It's got  
12 to be on First Street with the set-ups and  
13 things like that for the pole.

14                  RICHARD SCALI: All right.

15 Motion to approve subject to permits  
16 from Public Works and Electrical.

17 Moved and seconded.

18 All in favor?

19                  WILLIAM DWYER: Yes.

20                  GEORGE FERNANDES: Yes.

21                  RICHARD SCALI: That's all you have.

1                   RICHARD SCALI: Top of page two.  
2           Veri zon, new peti ti on for 170 feet of  
3           four-in ch condui t from manhol e on Brattle  
4           Street to pole 22 on Sparks Street to place  
5           fi ber to 80 Sparks.

6                   Good morni ng.

7                   JOHN CALLAHAN: John Cal l ahan,  
8           Veri zon.

9                   RICHARD SCALI: You' re new?

10                  JOHN CALLAHAN: No, I' m the manager.  
11           Phi l DeRosa had a previ ous appoi ntment so he  
12           coul dn' t make i t thi s morni ng.

13                  RICHARD SCALI: Just never seen you  
14           before. That' s not a good thi ng or a bad  
15           thi ng. Just a new face.

16                  Al l ri ght. So thi s i s on Sparks  
17           Street. Is thi s a renovati on?

18                  JOHN CALLAHAN: Thi s i s for VBNN  
19           School . These are new connecti ons out of the  
20           manhol e 229 on Brattle to pole 22 on Sparks.

21                  RICHARD SCALI: Al l ri ght. So thi s

1 is actually new conduit for Verizon?

2 JOHN CALLAHAN: That's right.

3 RICHARD SCALI: There's no other  
4 conduit that you guys own.

5 JOHN CALLAHAN: I believe it's full.

6 RICHARD SCALI: Full?

7 GEORGE FERNANDES: Full and failed.

8 WILLIAM DWYER: Full and failed. I  
9 was going to say broken.

10 GEORGE FERNANDES: It's probably a  
11 wood duct.

12 JOHN CALLAHAN: Down there they  
13 probably all are.

14 WILLIAM DWYER: Now, we and Public  
15 Works authorized some tests just to verify  
16 the condition of the ducts. But just what  
17 George says, they're crushed.

18 GEORGE FERNANDES: Paul Revere put  
19 them in.

20 RICHARD SCALI: A very enlightened  
21 Paul Revere.

1 WILLIAM DWYER: That's good.

2 Enlightened. I like that.

3 RICHARD SCALI: I got my own pun.

4 GEORGE FERNANDES: He had a vision.

5 Fiber, fiber cable.

6 WILLIAM DWYER: We've been through

7 this with Verizon --

8 RICHARD SCALI: All right.

9 WILLIAM DWYER: -- and the

10 subcontractor at construction meetings. So

11 we're pretty much up to date on what needed

12 to get done and what not, so...

13 RICHARD SCALI: Do you want to

14 make --

15 WILLIAM DWYER: Public Works is all

16 set as far as permit, SPOF and regulations.

17 We're all set with this.

18 RICHARD SCALI: Nothing else has to

19 be upgraded there or anything? No other

20 issues going on that you know of?

21 JOHN CALLAHAN: Not that I'm aware

1 of.

2 RICHARD SCALI: Nothi ng goi ng on  
3 wi th NStar or Comcast?

4 WILLIAM DWYER: No, no. Just that  
5 they had to upgrade thei r servi ce and they  
6 coul dn' t get through.

7 RICHARD SCALI: Okay.

8 It's goi ng across the bi ke l ane, too?  
9 They' ll restore i t al l back to the way i t  
10 was.

11 WILLIAM DWYER: Restore i t back to  
12 the way i t was.

13 RICHARD SCALI: Anybody want to be  
14 heard on thi s?

15 (No response.)

16 RICHARD SCALI: No hands.

17 Pleasure of the Commi ssi oners. Moti on  
18 to approve subj ect to permi t and SPOF.

19 WILLIAM DWYER: Moved.

20 RICHARD SCALI: Moved.

21 WILLIAM DWYER: Seconded.

1 RICHARD SCALI: Seconded?

2 GEORGE FERNANDES: Yes.

3 RICHARD SCALI: All in favor?

4 WILLIAM DWYER: Yes.

5 GEORGE FERNANDES: Yes.

6 \* \* \* \* \*

7 RICHARD SCALI: Okay. Next is  
8 Verizon for 185 feet of four-inch conduit  
9 from manhole at Brattle Street to Craigie  
10 Street to replace a blocked conduit.

11 All right. Another one?

12 JOHN CALLAHAN: That's another wood  
13 creosote duct down there, too.

14 RICHARD SCALI: Same neighborhood?

15 WILLIAM DWYER: Same neighborhood.

16 JOHN CALLAHAN: It's the same  
17 customer, too.

18 RICHARD SCALI: For VBNN?

19 JOHN CALLAHAN: Yes.

20 RICHARD SCALI: All right. Oh, this  
21 is just going down the other direction.

1           Going across the street and across the  
2           island, too?

3                   WILLIAM DWYER:   Yes, that part was  
4           okay. They don't need to dig up -- they  
5           don't need to dig up the island. That's  
6           where the line goes.

7                   RICHARD SCALI:   So it's just in the  
8           street part?

9                   WILLIAM DWYER:   Yes. Here and right  
10          through there, (indicating). If they have  
11          to, if they find that something is broken,  
12          they haven't dug there, so worst comes to  
13          worst, they'll go around it. But they feel  
14          pretty confident that under the bluestone  
15          everything's cool.

16                   RICHARD SCALI:   Permit and SPOF?

17                   WILLIAM DWYER:   Yes.

18                   RICHARD SCALI:   Anybody want to be  
19          heard on this?

20                   (No response.)

21                   RICHARD SCALI:   Pleasure of the

1 Commi ssi oners.

2 WILLIAM DWYER: Permi t and SPOF  
3 regs, we' re happy wi th that.

4 RI CHARD SCALI : Moti on to approve  
5 subj ect to permi ts and SPOF?

6 WILLIAM DWYER: Moved.

7 RI CHARD SCALI : Seconded? Al l i n  
8 favor?

9 GEORGE FERNANDES: Yes.

10 WILLIAM DWYER: Yes.

11 RI CHARD SCALI : Thank you.

12 JOHN CALLAHAN: Thank you very much.

13 \* \* \* \* \*

14 RI CHARD SCALI : Al l ri ght. NStar,  
15 back agai n for Harvard Street, easterly 230  
16 feet west of Prospect Street, 33 feet of  
17 condui t.

18 FRED MARTINS: There' s a change  
19 on --

20 GEORGE FERNANDES: Yes, di fferent  
21 manhol e.

1 RICHARD SCALI: All right.

2 FRED MARTINS: Different manhole.

3 This is a service upgrade for these  
4 apartments that becomes housing.

5 GEORGE FERNANDES: Jackson Gardens?

6 RICHARD SCALI: Jackson Gardens.

7 FRED MARTINS: Jackson Gardens, yes.

8 So, these are changes in the plans. We're  
9 going from manhole 1039 versus manhole 2188.  
10 We're just shifting.

11 GEORGE FERNANDES: They're coming  
12 out of this one. They were coming out of  
13 that one (indicating).

14 RICHARD SCALI: So it's coming up  
15 over here (indicating)?

16 GEORGE FERNANDES: Yes.

17 FRED MARTINS: It's going to be a  
18 transformer on private property, the mount  
19 transformer.

20 RICHARD SCALI: Questions? Sir, you  
21 are?

1 KEVIN FOLAN: I represent Cambridge  
2 Housing Authority, Kevin Folan.

3 RICHARD SCALI: Okay. Kevin. So,  
4 this is for your --

5 KEVIN FOLAN: Redevelopment.

6 RICHARD SCALI: Redevelopment?

7 So this is needed to upgrade the  
8 apartment complex?

9 KEVIN FOLAN: Correct.

10 RICHARD SCALI: Any other changes,  
11 upgrades, Verizon or....

12 KEVIN FOLAN: We have overhead  
13 coming from the back. I believe Verizon's  
14 going to have replace the pole that's in the  
15 back there, but they haven't got that far  
16 yet.

17 RICHARD SCALI: So that's on private  
18 property?

19 KEVIN FOLAN: Yes.

20 RICHARD SCALI: Are you having  
21 difficulty with faulty service there, is that

1           what' s happeni ng?

2                   KEVIN FOLAN:   No.   We had to take  
3           the overhead service from the back of the  
4           property down because we have an addi ti on  
5           going on there.   As they looked at the pole,  
6           they said, oh, we'll want to replace thi s  
7           before we put the new service i n.   We have  
8           new condui t underground servi ce goi ng back  
9           i nto the bui lding so. . . .

10                   RICHARD SCALI :   How far along are  
11           you on the addi ti on?

12                   KEVIN FOLAN:   We j ust completed  
13           abatement and started demol i ti on.

14                   RICHARD SCALI :   Oh, so you've got a  
15           ways to go?

16                   KEVIN FOLAN:   Yes.

17                   RICHARD SCALI :   Okay.

18                   Any other questi ons?

19                   WILLIAM DWYER:   One questi on, j ust  
20           when you get to the poi nt where thi s i s  
21           starti ng to go i n, are you pl anni ng to go i n

1 even though we need to pull a permit from  
2 Public Works and from Electrical,  
3 coordination has to be done because of the  
4 Chapter 90 roadway work that's going on on  
5 Prospect Street.

6 KEVIN FOLAN: Right.

7 WILLIAM DWYER: The paving that's  
8 planned to go on within the next month or  
9 so --

10 KEVIN FOLAN: Yes.

11 WILLIAM DWYER: That needs to be  
12 coordinated.

13 KEVIN FOLAN: Yes. We're out in  
14 Prospect Street today. Should be done with  
15 that by the middle of the next week and that  
16 gets us out of Prospect Street.

17 WILLIAM DWYER: I just wanted to  
18 make that point.

19 KEVIN FOLAN: Yeah. We've been  
20 warned and that's why we're at it today.

21 RICHARD SCALI: So coordinate with

1 the Chapter --

2 WILLIAM DWYER: Coordinate with  
3 Public Works for Chapter 90 work on Prospect  
4 Street. And, again, the permit and SPOF  
5 regulations will apply.

6 RICHARD SCALI: Are there any  
7 parking spaces being taken or anything during  
8 that time on that street? Anybody being  
9 inconvenienced along Harvard Street?

10 GEORGE FERNANDES: There's no  
11 parking on that side.

12 KEVIN FOLAN: This particular  
13 doesn't affect parking because we're in the  
14 sidewalk. Eventually we do have to do water  
15 line work out in the street, and that will  
16 take parking spots on a daily basis.

17 RICHARD SCALI: No parking on that  
18 side?

19 GEORGE FERNANDES: On that side of  
20 Harvard Street.

21 RICHARD SCALI: All right. Any

1 other questions?

2 WILLIAM DWYER: No, we're good to  
3 go.

4 RICHARD SCALI: All right.

5 So, motion to approve subject to  
6 permits and SPOF and coordination with the  
7 Chapter 90 work on Prospect Street.

8 Moved.

9 WILLIAM DWYER: Yes. Seconded.

10 RICHARD SCALI: Seconded? All in  
11 favor?

12 GEORGE FERNANDES: Yes.

13 WILLIAM DWYER: Yes.

14 RICHARD SCALI: All right. Good  
15 luck.

16 KEVIN FOLAN: Thank you.

17 RICHARD SCALI: You've got the  
18 corrected plan, Mrs. Lint?

19 ELIZABETH LINT: Yes.

20 \* \* \* \* \*

21 RICHARD SCALI: So we have Hotel

1           Veri tas and we have Si ena Engi neeri ng l eft.

2                   Is Si ena here?   Let' s do the hotel  
3           then.

4                   All right, thi s i s the Hotel Veri tas, 1  
5           Remi ngton Street i nformati onal hearing  
6           regardi ng the transformer i n front of the  
7           hotel .   And Sarah' s here from Hi stori cal .

8                   SARAH BURKS:   Sarah Burks from the  
9           Cambri dge Hi stori cal Commi ssi on.

10                  RI CHARD SCALI :   Just spell your l ast  
11           name for the stenographer.

12                  SARAH BURKS:   Sure.   B-u-r-k-s.   And  
13           I' m the Cambri dge pl anner at the Cambri dge  
14           Hi stori cal Commi ssi on.

15                  RI CHARD SCALI :   Okay.   So way back  
16           i n my memory when the hotel was goi ng up and  
17           all thi s, I remember we had thi s di scussi on,  
18           I thi nk we di d here, about that transformer  
19           box out front.   And I remember there bei ng,  
20           correct me i f I' m wrong, that i t was too  
21           l arge for bei ng up on the pole.   And the

1 recommendation was that it was going to come  
2 down on private property. So, which it is,  
3 it's on private property now. But I guess  
4 your question is why is it right there and  
5 why is it so big, right? Is that the issue?

6 SARAH BURKS: Right. Well, I  
7 couldn't find any of that discussion in the  
8 minutes. So maybe I was looking on the wrong  
9 date. I saw discussion about conduit and the  
10 pole transformers, but there was no mention  
11 of it being transferred to the ground. It's  
12 within the Harvard Square Conservation  
13 District, and so the owner/applicant is in  
14 violation of our procedures because they did  
15 not apply to us for a Certificate of  
16 Appropriateness to place it there. It's very  
17 close to the sidewalk. It's about seven or  
18 eight feet tall. It's by about six-by-six  
19 square or something on the ground. So, it's  
20 a large structure that's very inappropriately  
21 sited right at the front corner of the

1 property. So my question -- I had gotten  
2 conflicting information from the applicant  
3 who said NStar pressured them into doing  
4 that. And then NStar was passing the buck on  
5 to the Pole and Conduit Commission saying  
6 that they had been told to relocate it to the  
7 ground. And I just wasn't sure what the --  
8 how it had come about and what the  
9 possibilities were for mitigation now that  
10 they were denied a Certificate of  
11 Appropriateness at the Historical  
12 Commission's last hearing. So now we have to  
13 figure out some -- some other way to  
14 accomplish --

15 RICHARD SCALI: I'm just trying  
16 remember. I remember if it was here or some  
17 other forum, there was a discussion about  
18 this. I mean, am I right there was a  
19 discussion about this?

20 GEORGE FERNANDES: No -- yes, we had  
21 a discussion here. But we don't get involved

1 in private property. So, if the transformer  
2 were to go on private property, that would be  
3 up to the developer.

4 SARAH BURKS: I was told by both the  
5 owner and NStar that it was servicing more  
6 than just the hotel. It's servicing some  
7 other properties. I don't know how many or  
8 which ones.

9 GEORGE FERNANDES: Well, they can do  
10 that. So NStar owns the transformer.  
11 Typically if somebody's putting up a  
12 building, especially it would be commercial  
13 or large apartment building, and they need a  
14 transformer, we usually have them put it on  
15 the property if they have room to do so. And  
16 that was probably the case there, but we  
17 never told them to put it on the property.  
18 It came to us as being installed on the  
19 property. I never heard from the developer  
20 or owner to see if there were alternatives to  
21 that, which there always are. So that's

1       where it ended up. And I think NStar,  
2       putting that transformer on the property, did  
3       end up removing a bank of transformers on a  
4       pole which is a good thing, on the adjacent  
5       street which is in front of the hotel.

6               SARAH BURKS: Well, yeah, it may be  
7       good for reasons that I don't understand --

8               GEORGE FERNANDES: Well,  
9       aesthetically --

10              SARAH BURKS: -- but aesthetically  
11       it's a bad situation.

12              RICHARD SCALI: Yes. I mean, our  
13       policy really is we try to get things as much  
14       off of public property that would be  
15       intrusive, because these things can be very  
16       large, you know, up in the trees and windows.  
17       So as much as we can to encourage them to put  
18       it on private property, we do that because  
19       it's not intrusive to the public walk space  
20       and the poles and other people's windows and  
21       that sort of thing. But that being said,

1           then when it goes on private property, then  
2           it's not -- we don't have any jurisdiction on  
3           private property as to -- we can encourage,  
4           you know, we can recommend, we can, you know,  
5           work with them on that, but I guess we don't  
6           really know what that's going to look like  
7           unless they show us beforehand what that's  
8           going to be. Because they don't have to  
9           apply to us for that. They don't have to  
10          apply for private property. They have to  
11          apply for public property.

12                       SARAH BURKS: Right.

13                       RICHARD SCALI: So, if there's a  
14          procedure that you guys have that they didn't  
15          follow, then of course they're in violation  
16          of that.

17                       SARAH BURKS: Right.

18                       WILLIAM DWYER: Would Inspection  
19          know about that Ordinance that you have, that  
20          condition that you have when they were  
21          looking at the plans?

1 SARAH BURKS: Well, Inspectional  
2 Services told me they didn't need a permit of  
3 any kind.

4 GEORGE FERNANDES: Well, they do.

5 SARAH BURKS: For that.

6 GEORGE FERNANDES: Yes, they do.

7 The conduit from the transformer, from  
8 NStar on the private property and the conduit  
9 from the transformer to the building requires  
10 a permit.

11 SARAH BURKS: An electrical permit?

12 GEORGE FERNANDES: Yes.

13 SARAH BURKS: But what about the pad  
14 and the above ground transformer?

15 GEORGE FERNANDES: But, again, to me  
16 that would be the -- that would be up to the  
17 developer to show that. I mean, if that's  
18 what he's going to do, then he should show  
19 it. And if it requires your approval from  
20 the Historical Commission, then he has to  
21 apply.

1 SARAH BURKS: Right. They're  
2 definitely in violation.

3 GEORGE FERNANDES: Because we didn't  
4 know that.

5 SARAH BURKS: Do you have  
6 recommendations now that we're here as to --  
7 I mean, if they had followed our procedures  
8 and come to ask for permission to do it as it  
9 is presently installed and had been turned  
10 down, we would have, you know, suggested they  
11 look into putting it underground or splitting  
12 it up into several smaller transformers that  
13 could be tucked away and hidden, but with  
14 landscaping or, you know, put it to the back  
15 of the site.

16 GEORGE FERNANDES: Underground would  
17 have been an option.

18 SARAH BURKS: Or leave some on the  
19 poles or put a smaller one on the ground.  
20 But everybody's been passing the buck. So we  
21 need to, we need to find a resolution.

1                   RICHARD SCALI: What's your  
2                   authori ty over them at thi s poi nt? Do you  
3                   have any vi ol ati on authori ty at that poi nt  
4                   that? They don' t --

5                   SARAH BURKS: Yeah, we can take them  
6                   to court. You know, refer i t to the Law  
7                   Department and proceed wi th the vi ol ati on  
8                   there. Certai nly that' s not the way that we  
9                   woul d l i ke to handl e thi ngs.

10                  RICHARD SCALI: Are they not wi l l i ng  
11                  to work wi th you now?

12                  SARAH BURKS: Wel l , we' ve gi ven them  
13                  three months to come up wi th some other  
14                  sol uti on and to come back to the Commi ssi on  
15                  wi th that proposal . And I' m j ust trying to  
16                  do my due di l i gence to fi nd out how the  
17                  process went wrong and wi thout any permi t  
18                  requi red for that above ground i nstal l ati on,  
19                  there was no permi t tri gger that we, you  
20                  know, to send them up for a si gnature from  
21                  our offi ce so that we di dn' t hear about i t i f

1           since they didn't apply for it.

2                     RICHARD SCALI: We wouldn't know  
3           it's historically preserved in any way. That  
4           wouldn't be something we would normally know  
5           or ask here.

6                     SARAH BURKS: Right.

7                     RICHARD SCALI: I guess I'm trying  
8           to figure out how it can --

9                     SARAH BURKS: Right, I'd like to  
10          set-up --

11                    RICHARD SCALI: How do they know?

12                    SARAH BURKS: -- a process so that  
13          we can coordinate better. I am now getting  
14          your agendas regularly. But, you know, in  
15          this case, all that would have been mentioned  
16          was the conduit, and that's not an indicator  
17          to me that there's going to be a large  
18          above-ground transformer within three feet of  
19          the sidewalk.

20                    RICHARD SCALI: Right.

21                    SARAH BURKS: So, I don't know how,

1 other than asking you all to alert us somehow  
2 and to make sure that the applicants know  
3 that any kind of equipment like this is  
4 subject to our review.

5 RICHARD SCALI: But that's my point,  
6 though. How will we know that we're supposed  
7 to alert Historical? I mean, there's no  
8 trigger for us that says this is a  
9 historically recognized location.

10 SARAH BURKS: Right. ISD has a list  
11 of our properties, and I could certainly  
12 provide that to your Commission.

13 RICHARD SCALI: That's a huge, huge  
14 another step for a staff member of mine to do  
15 that. So there's got to be another easier  
16 way.

17 GEORGE FERNANDES: It would be any  
18 building, right, that's historically  
19 significant?

20 SARAH BURKS: We keep an address  
21 list by street address that the building

1 inspectors check every time they're issuing a  
2 building permit. And if it's on the list,  
3 they say you have to go get Historical's  
4 signature.

5 RICHARD SCALI: I understand. Well,  
6 it seems that Inspectional should be  
7 notifying you.

8 SARAH BURKS: If they don't need a  
9 permit, then there's that process.

10 GEORGE FERNANDES: Who owns the  
11 cables from the building to the transformer?

12 FRED MARTINS: From the building to  
13 the customer.

14 GEORGE FERNANDES: Customer requires  
15 a permit. Sorry.

16 SARAH BURKS: Well, I checked with  
17 ISD, they said no permit.

18 RICHARD SCALI: They didn't pull  
19 permits?

20 SARAH BURKS: They said none was  
21 required for the above-ground transformer.

1                   GEORGE FERNANDES: No. The  
2                   transformer is NStar's. The wiring to it is  
3                   NStar's. But the wiring is to the building  
4                   is the property owner.

5                   SARAH BURKS: But if it's just  
6                   wiring, that's not going to be something that  
7                   alerts me that there's an above-ground  
8                   installation.

9                   GEORGE FERNANDES: No.

10                  WILLIAM DWYER: There must be a plan  
11                  showing the wiring going to the transformer.

12                  GEORGE FERNANDES: It should have  
13                  shown the plan going to the transformer.

14                  SARAH BURKS: They didn't do  
15                  anything like that apparently. They didn't  
16                  get a permit.

17                  RICHARD SCALI: So they're in  
18                  violation with Inspectional then, if they  
19                  didn't pull permits.

20                  SARAH BURKS: Apparently.

21                  FRED MARTINS: In order for NStar to

1 energize a transformer, we have to receive a  
2 notice from Inspectional Services to energize  
3 the transformer, because then we would be in  
4 violation.

5 RICHARD SCALI: Well, that's what  
6 we're trying to figure out who didn't do  
7 their job is what we're trying to figure out.

8 GEORGE FERNANDES: The transformer  
9 can't just go anywhere on the property. It  
10 has to be clearances from buildings and  
11 windows.

12 RICHARD SCALI: Yes, but the  
13 customer doesn't decide where it goes. It  
14 has to go through the permit process through  
15 Inspectional Services.

16 FRED MARTINS: Correct.

17 RICHARD SCALI: So do we know  
18 whether the developer or the property owner  
19 or whoever pulled -- I mean, I don't know if  
20 you know.

21 FRED MARTINS: They had to because

1 we were notified that the service was ready  
2 to be energized. So someone --

3 RICHARD SCALI: How did they notify  
4 you of that? Do they just call you?

5 GEORGE FERNANDES: Electronically.

6 FRED MARTINS: It's electronically.

7 RICHARD SCALI: So you get a  
8 document that says Inspectional Services  
9 approved this.

10 SARAH BURKS: To energize?

11 RICHARD SCALI: That means someone  
12 is not telling you --

13 GEORGE FERNANDES: If it wasn't on  
14 the drawing and Inspectional Services would  
15 not be aware of it at the time. So they  
16 wouldn't have notified you anyway.

17 RICHARD SCALI: Right.

18 GEORGE FERNANDES: So, it all goes  
19 back to the owner/developer as to not putting  
20 that on the drawing --

21 SARAH BURKS: Right.

1                   GEORGE FERNANDES:  -- consi deri ng  
2                   the property.

3                   SARAH BURKS:  Right.  Is there any  
4                   way, though, that when you are recommending  
5                   that thi ngs come off of poles, that that can  
6                   be i ndi cated?

7                   GEORGE FERNANDES:  Well , we don't  
8                   recommend that it comes off the pole.  It's  
9                   j ust that i f someone's bui ldi ng a commerci al  
10                  bui ldi ng such as the hotel and they don't  
11                  want a transformer on thei r property and it  
12                  meets the standard, I be lieve it can't be  
13                  over 300 KVA to go on a pole, whi ch thi s one  
14                  i s.

15                  FRED MARTINS:  Correct.

16                  GEORGE FERNANDES:  What home owner  
17                  gets the transformer in front of thei r house  
18                  because of that hotel ?

19                  SARAH BURKS:  But i f i t weren't  
20                  servi ci ng mul ti pl e properti es, i f there was  
21                  one j ust for the hotel and then whoever else

1 is being serviced by it, it remained up on  
2 the pole --

3 GEORGE FERNANDES: Yes.

4 SARAH BURKS: -- maybe it would have  
5 been smaller than it could have been tucked  
6 underground.

7 FRED MARTINS: It might have been a  
8 little bit smaller but not by much. It would  
9 be pretty much the same height.

10 GEORGE FERNANDES: Same pad?

11 FRED MARTINS: Same pad.

12 SARAH BURKS: The hotel told me that  
13 they had originally been told they could have  
14 a smaller pad, a smaller unit, and then at  
15 the last minute they were told, no, no, no  
16 you got to take that pad out and put a bigger  
17 one up.

18 RICHARD SCALI: And who told them  
19 that?

20 SARAH BURKS: NStar.

21 GEORGE FERNANDES: Five by seven.

1 FRED MARTINS: The pad, the  
2 foundation itself, that goes from a 300 to  
3 1,000. So the pad doesn't really change.  
4 The transformer will change a little bit. I  
5 mean, maybe it might be six inches shorter,  
6 six inches, you know, longer. But it would  
7 be roughly, roughly the same dimension. I  
8 mean, it would not make a big difference.

9 GEORGE FERNANDES: It wouldn't have  
10 made it disappear.

11 FRED MARTINS: You still have the  
12 same green box, you know.

13 SARAH BURKS: But it could be  
14 located somewhere else. I've been trying to  
15 speak to people at NStar.

16 FRED MARTINS: It could have, but  
17 the customer decided to put it there. I  
18 mean, we don't tell exactly the customer --

19 RICHARD SCALI: Well, see generally  
20 what happens is the residents, if it's a  
21 commercial versus residential location, the

1 residents don't want it in front of their  
2 house. So, of course if it's a commercial  
3 property like a hotel, it's more appropriate  
4 for it to be where the new project is and in  
5 front of a commercial property.

6 SARAH BURKS: The hotel didn't want  
7 it right in front of their sign either.

8 GEORGE FERNANDES: They should have  
9 spoke to someone.

10 RICHARD SCALI: They should have  
11 said they don't want it there and they should  
12 have figured out another way. I mean, I'm  
13 confused why the hotel would want it in front  
14 of their hotel anyway.

15 SARAH BURKS: They don't.

16 GEORGE FERNANDES: It's money to go  
17 underground, but it might cost them another  
18 \$100,000 or something. It's not cheap.

19 FRED MARTINS: The other option was  
20 to go underground of the structure, either on  
21 Remington or Mass. Ave.

1 RICHARD SCALI: On Mass. Ave.?

2 FRED MARTINS: Put another one  
3 structure and put three other transformers.

4 RICHARD SCALI: Would that have been  
5 an issue for us?

6 GEORGE FERNANDES: Well, we've got  
7 to see size whether it would fit.

8 RICHARD SCALI: There may not be any  
9 space, that's the other thing, whether  
10 there's any space underground because Mass.  
11 Ave. could be quite full.

12 FRED MARTINS: On the sidewalk. I  
13 don't know.

14 GEORGE FERNANDES: Don't know.

15 FRED MARTINS: Right.

16 GEORGE FERNANDES: It could go on  
17 their property because I believe that's  
18 sitting on the ground.

19 FRED MARTINS: Don't have room,  
20 yeah.

21 RICHARD SCALI: All right.

1                   GEORGE FERNANDES: There's also the  
2 option it could have gone in the garage.

3                   FRED MARTINS: That becomes an issue  
4 of parking spaces.

5                   RICHARD SCALI: Right.

6                   ELIZABETH LINT: And they have --

7                   RICHARD SCALI: I guess I'm curious  
8 about the Inspectional Services process and  
9 the plan that's filed up there and the  
10 permits that they got. I think that's  
11 probably a good -- maybe Mrs. Lint can work  
12 with you on just making sure that that  
13 happened, that they did that through  
14 Inspectional Services. I'd be curious  
15 whether that's your road to take first.

16                  SARAH BURKS: Do you have a  
17 recommendation of who I should ask up there?  
18 Because I've spoken to a couple different  
19 people.

20                  RICHARD SCALI: Go right to Ranjit  
21 or Martha the new deputy director there. She

1 would be happy to work with you. There's no  
2 reason why they wouldn't cooperate with you.

3 SARAH BURKS: No, they're always  
4 cooperative.

5 GEORGE FERNANDES: If the developer  
6 had an issue with that and he called my  
7 office then I would deal with it. Because I  
8 deal with those issues all the time between  
9 utilities and property owners. If there's  
10 something -- you know, a lot of times --

11 SARAH BURKS: I think they were in a  
12 hurry to open.

13 GEORGE FERNANDES: Oh, I'm sure they  
14 were.

15 SARAH BURKS: And didn't feel like  
16 they had to do it in order to meet their  
17 deadline.

18 GEORGE FERNANDES: Because if they  
19 changed it at the time to an underground  
20 system, that would have delayed them  
21 definitely.

1 SARAH BURKS: Yep. All right.

2 RICHARD SCALI: I will tell you that  
3 we will make every effort in the future to  
4 ask that question with any property, with any  
5 transformers. I know that we can certainly,  
6 you know, ask questions about where the  
7 transformer is going to be and located and  
8 all that. So it's certainly not beyond  
9 our --

10 SARAH BURKS: I'll try to be more  
11 tuned in to what -- I can read through your  
12 minutes and what not, but I can't tell from  
13 the agendas when that's going to be an issue.

14 RICHARD SCALI: Yes, see, because  
15 what's listed on here is what's on the public  
16 property portion. Sometimes it says to  
17 transformer on private property. You might  
18 get that part on there. Or to pole.

19 GEORGE FERNANDES: Sometimes put a  
20 pole on the property with transformers on it.

21 RICHARD SCALI: It might say that,

1 but that might be the trigger as well.

2 GEORGE FERNANDES: And then what  
3 happens, I have one now on Putnam Avenue is  
4 they're going to have a transformer on the  
5 property. And they're trying to site the  
6 transformer according to everything else on  
7 the property rather than site the  
8 transformer. And I told them to go back to  
9 Inspectional Services, site the transformer  
10 and get approval from it because they didn't  
11 know if it conformed to Zoning or not.

12 SARAH BURKS: So, which property on  
13 Putnam is that?

14 GEORGE FERNANDES: It's the HRI,  
15 public housing they're doing. Putnam Ave. at  
16 Sidney.

17 RICHARD SCALI: Maybe we can just  
18 ask that question of any transformer.  
19 Inspectional and Historical permission.

20 FRED MARTINS: NStar wouldn't know  
21 that.

1                   RICHARD SCALI: But we can ask that  
2 question when you come here.

3                   ELIZABETH LINT: They won't have the  
4 answer.

5                   SARAH BURKS: Do the property owners  
6 attend your hearings?

7                   RICHARD SCALI: Sometimes. They're  
8 not required to, but sometimes they do.

9                   GEORGE FERNANDES: It's difficult  
10 for us to ask the question because we don't  
11 have an answer for them.

12                  RICHARD SCALI: Well, we certainly  
13 could.

14                  FRED MARTINS: Unless we ask the  
15 question ahead of time from the customer is  
16 this historical property.

17                  GEORGE FERNANDES: Putnam Avenue we  
18 had a site meeting, and they're trying to  
19 push the transformers back up the sidewalk.  
20 I don't know if you can build this back of  
21 the sidewalk. So let's just go and get a

1 ruling from Inspectional Services on that.

2 SARAH BURKS: All right. Thank you.

3 RICHARD SCALI: If you need further  
4 assistance with Inspectional, I can help you  
5 with that. I can inquire. We can maybe  
6 coordinate a short meeting or something with  
7 them and get them to pull up their paperwork.

8 SARAH BURKS: All right.

9 GEORGE FERNANDES: Do you review all  
10 drawings for building? Don't they have to go  
11 through --

12 SARAH BURKS: They have to get a --  
13 if they have to get a building permit, they  
14 have to get our signature if it's a  
15 designated property on our list. But the  
16 electrical permits, the plumbing permits,  
17 those don't come to us at all. So we never  
18 see those.

19 GEORGE FERNANDES: But if it's under  
20 your rule and they decide they're going to do  
21 an underground transformer, we can send them

1 back to get it approved.

2 SARAH BURKS: I would -- I'm trying  
3 to find a way to coordinate that.

4 GEORGE FERNANDES: Well, in other  
5 words, if it wasn't on the drawings when they  
6 submitted it to historical --

7 RICHARD SCALI: Right.

8 GEORGE FERNANDES: -- and they added  
9 it later after talking to NStar --

10 FRED MARTINS: It's an a  
11 possibility.

12 GEORGE FERNANDES: -- then they  
13 should have gone back to Historical with the  
14 drawings.

15 SARAH BURKS: Absolutely.

16 GEORGE FERNANDES: And obviously  
17 they didn't do that.

18 SARAH BURKS: No.

19 GEORGE FERNANDES: Because when I  
20 saw it, it was on the drawings.

21 RICHARD SCALI: So you did see it,

1 the transformer.

2 GEORGE FERNANDES: Well, at the very  
3 end because I don't believe they knew what  
4 they were doing with the transformer when  
5 they decided to put it on the property.

6 RICHARD SCALI: All right.

7 UNIDENTIFIED FEMALE: The site shows  
8 it on the drawings.

9 GEORGE FERNANDES: It shows it on  
10 the drawing, right? But I don't know what  
11 time that appeared on the drawings.

12 RICHARD SCALI: It could have been  
13 after.

14 GEORGE FERNANDES: So, the developer  
15 should have gone back knowing he needed  
16 approval to Historical.

17 SARAH BURKS: Initially they thought  
18 it was going to stay on the pole.

19 UNIDENTIFIED FEMALE: I think from  
20 the beginning we said it's going to go on  
21 private property. They were going to put it

1 on the corner where the garage is going in,  
2 but then because the garage is going in, they  
3 moved to the other corner.

4 SARAH BURKS: And what office are  
5 you with?

6 UNIDENTIFIED FEMALE: I'm with  
7 NStar.

8 FRED MARTINS: Were you the engineer  
9 on the job?

10 UNIDENTIFIED FEMALE: Yes.

11 FRED MARTINS: Susan was the --

12 UNIDENTIFIED FEMALE: From the  
13 beginning we asked, we don't care where it  
14 goes, as long as we're on private property.

15 SARAH BURKS: Do you send out  
16 drawings to the city inspector or to the city  
17 at all or to this commission?

18 UNIDENTIFIED FEMALE: Well, we send  
19 the conduit on public way only.

20 SARAH BURKS: You only send it to  
21 the conduit? So how did you receive the

1 drawings with the site plan with the  
2 transformer on it?

3 GEORGE FERNANDES: I met an engineer  
4 out there, Frank Costa. He the drawings and  
5 I saw it on the drawings.

6 RICHARD SCALI: Unless they changed  
7 it at the end and then it didn't go through  
8 the proper process at that point.

9 GEORGE FERNANDES: That's what it  
10 sounds like.

11 RICHARD SCALI: All right.

12 SARAH BURKS: All right. Keep  
13 working on it.

14 RICHARD SCALI: So we'll make every  
15 effort then to make sure that we look at our  
16 plans and make sure that they refer them back  
17 to Inspectional or to you. At least ask the  
18 question. We may not get the answer we need  
19 here but at least --

20 SARAH BURKS: As a prompt to make  
21 sure you've got your permissions from --

1                   GEORGE FERNANDES: Hi stori cal  
2                   Di strict or whatever. And i f they say yes,  
3                   has that been approved? Fi ne. If i t hasn' t,  
4                   then you got to go back and get i t approved.  
5                   We can ask that.

6                   SARAH BURKS: Yeah. Because we see  
7                   things that the Hi stori cal Commi ssi on gets  
8                   plans early on i n a project, at the schemati c  
9                   level , and then the staff sees i t when  
10                  they' re comi ng i n for bui ldi ng permi t. But a  
11                  lot of these uti lity i ssues happen towards  
12                  the very end of a project and i t doesn' t end  
13                  up comi ng back to us.

14                  RI CHARD SCALI : Okay.

15                  SARAH BURKS: Thank you for your  
16                  time.

17                  RI CHARD SCALI : Moti on to place on  
18                  fi l e.

19                  WI LLI AM DWYER: Seconded.

20                  RI CHARD SCALI : Moved. Al l i n  
21                  favor?

1 GEORGE FERNANDES: Yes.

2 RICHARD SCALI: Thank you.

3 \* \* \* \* \*

4 RICHARD SCALI: New peti ti on Si ena  
5 Engi neeri ng Group on behal f of Tel eport  
6 Communi cati ons. Pro ject to i nstal l si x,  
7 four-i nch condui ts from exi sti ng Veri zon  
8 manhol e on Cambri dge Park Dri ve. Throu gh the  
9 ci ty-owned parcel known as 200-R Cambri dge  
10 Park Dri ve to the MBTA property. Thi s i s  
11 approxi matel y 250 feet, joi nt bui ld wi th  
12 Veri zon and Li ghttower, two ducts are for TCG.  
13 Two for Veri zon, one for Li ghttower, one for  
14 the ci ty.

15 Good morni ng.

16 DAVI D EDGAR: Morni ng.

17 RICHARD SCALI: Tel l us your name.

18 DAVI D EDGAR: My name i s Davi d  
19 Edgar. I 'm wi th Si ena Engi neer. We' re  
20 consul ti ng for TCG New Jersey.

21 RICHARD SCALI: So your ti tle again

1 is what? What's your position?

2 DAVID EDGAR: We're consultants for  
3 TCG New Jersey.

4 Just to give you a little background.

5 RICHARD SCALI: Hold on a second.  
6 So, you're here for Teleport Communications?

7 DAVID EDGAR: Correct.

8 RICHARD SCALI: So the permit you're  
9 applying for would be under Teleport?

10 DAVID EDGAR: Yes. The legal name  
11 of the entity is TCG New Jersey.

12 GEORGE FERNANDES: This is Richard  
13 Hemp.

14 RICHARD SCALI: I'm not sure who is  
15 who. That's what I'm trying to figure out.

16 GEORGE FERNANDES: They're putting  
17 in a duct bank. This has got to do with  
18 Acorn Park.

19 RICHARD SCALI: Yes.

20 GEORGE FERNANDES: And they asked  
21 all those on the list --

1                   DAVID EDGAR: Correct.

2                   GEORGE FERNANDES: Who would be  
3 interested in joining in this duct bank. So  
4 there are others, but they all need to apply.

5                   RICHARD SCALI: So Verizon needs to  
6 apply. TCG is them. And Lightower?

7                   GEORGE FERNANDES: And Lightower.

8                   RICHARD SCALI: So you need separate  
9 applications from each one?

10                  GEORGE FERNANDES: Yes, because  
11 they're going to own their conduit. Right?

12                  DAVID EDGAR: I thought by going  
13 lead company we were doing that for them.  
14 And if they were -- when the time comes to  
15 install cable, they would need to come before  
16 you for --

17                  GEORGE FERNANDES: No, cable is not  
18 the issue. But each company, I believe, gets  
19 a grantor location in the duct bank.

20                  RICHARD SCALI: Well, they're under  
21 the old common trench policy. Are you saying

1           that's not sufficient, the application?

2                   GEORGE FERNANDES: Well --

3                   RICHARD SCALI: They did it, you  
4           know, with our old form which is --

5                   GEORGE FERNANDES: Yes, we haven't  
6           done this in quite a while. I believe the  
7           duct bank has --

8                   DAVID EDGAR: I have the literature.

9                   GEORGE FERNANDES: Yes. I believe  
10          each person that has ownership of the duct  
11          bank gets a grantor location. Because  
12          they're not leasing.

13                  RICHARD SCALI: Right. You're each  
14          owning your own.

15                  DAVID EDGAR: Yes, each share of the  
16          duct system.

17                  RICHARD SCALI: Okay. So this would  
18          be sufficient, then, if we gave them  
19          permission for each one.

20                  WILLIAM DWYER: We need to list at  
21          least who the other.

1                   RI CHARD SCALI : They have Veri zon  
2                   and Li ghttower.

3                   GEORGE FERNANDES: I don' t know i f  
4                   they have to appl y as well . It comes out --  
5                   I have to go back and check that.

6                   RI CHARD SCALI : Thi s i s one bi g di g,  
7                   right? And you' re sayi ng you' re coordi nati ng  
8                   thi s for everybody?

9                   DAVI D EDGAR: Yes.

10                  RI CHARD SCALI : Whi ch i s what our  
11                  common trench poli cy i s.

12                  DAVI D EDGAR: Whi ch I have from the  
13                  websi te whi ch I thought we were going through  
14                  the proper channel s.

15                  RI CHARD SCALI : Ri ght. It' s j ust  
16                  that we haven' t done one of these for a  
17                  real ly l ong ti me because everyone has gone  
18                  out of busi ness.

19                  GEORGE FERNANDES: You mi ght be  
20                  correct because he has them l isted here. So  
21                  the grantor l ocati on goes to al l of them.

1 RICHARD SCALI: Right.

2 So just tell us how why this came about  
3 I guess.

4 DAVID EDGAR: Well, this came about  
5 because the existing NStar owned pole line  
6 between Cambridge Park Drive and Acorn Park  
7 is going away sometime in October is my  
8 latest understanding. And this is because of  
9 the city's drainage project as well as, you  
10 know, ongoing state project with ECR and  
11 betterments on the Alewife Brook  
12 preservation. TCG currently has a cable on  
13 that pole line servicing Wyatt, Pfizer now I  
14 guess. And Pfizer has, you know, diverse  
15 service from TCG and this needs to be  
16 maintained. Verizon and Lightower's  
17 participation is just against, you know, a  
18 hedge against future endeavors because they  
19 don't have to do this again.

20 RICHARD SCALI: Which is good.

21 GEORGE FERNANDES: So this is the

1 piece that he's talking about.

2 RICHARD SCALI: Yes.

3 GEORGE FERNANDES: To here. And  
4 this is MBTA. And this is conservation  
5 (indicating).

6 RICHARD SCALI: Oh.

7 DAVID EDGAR: Yes, we proposed.

8 GEORGE FERNANDES: Private property  
9 back to the public way here (indicating).

10 RICHARD SCALI: So he's just  
11 applying for this portion right here?

12 WILLIAM DWYER: No, the whole thing.

13 RICHARD SCALI: Not the private  
14 property portion?

15 GEORGE FERNANDES: The whole thing  
16 but we --

17 RICHARD SCALI: Just the public.

18 GEORGE FERNANDES: Yes. The  
19 easements from others.

20 DAVID EDGAR: Right. You know,  
21 getting a license from the MBTA through TRA

1 as well as the DCA.

2 WILLIAM DWYER: Public Works.

3 Lighttower, this the gentleman said the  
4 Wheeler Street project is a major project  
5 working on for ten years, and coincidentally  
6 Acorn Park Development and the bike path that  
7 Falon Company is working on for the state  
8 kind of all coming together.

9 GEORGE FERNANDES: Bike path going  
10 through that, too?

11 DAVID EDGAR: Right, they'll be  
12 paving that I believe at the end of this  
13 year. So we're going to trench up to the end  
14 of the MBTA property at which point we'll  
15 directional bore to Acorn Park and tie into  
16 existing conductivity to Level III Verizon as  
17 well as Comcast.

18 GEORGE FERNANDES: Very confusing.

19 RICHARD SCALI: Well, actually it  
20 makes complete sense because that's our  
21 policy that they coordinate.

1                   GEORGE FERNANDES: Right.

2                   RICHARD SCALI: All that so there's  
3 less diggi ng.

4                   So there's nobody else that's  
5 interested? That's all you got responses  
6 from?

7                   DAVID EDGAR: No. We sent out  
8 mailings. And I have all the green cards and  
9 I'm happy to present them if you wish. We  
10 sent them out to everyone on the lead company  
11 list. Ms. Lewis in the office provided me  
12 with that.

13                  RICHARD SCALI: So now or never  
14 forever hold your peace, that's it. You know  
15 someone's going to come back and say oh, I  
16 forgot to call you.

17                  WILLIAM DWYER: Right. They don't  
18 want to pay the money. There is a time  
19 factor in this one unlike the one, maybe not  
20 as much as the one roughly eight or nine  
21 years ago, because the drainage system has to

1 get done in a certain time frame and gas and  
2 water are coming in pretty right behind these  
3 for example.

4 DAVID EDGAR: There's NStar.

5 WILLIAM DWYER: NStar, gas and  
6 Cambridge water is going through there, too.

7 GEORGE FERNANDES: It's all been  
8 coordinated through Public Works.

9 WILLIAM DWYER: It's a tight  
10 schedule or coordinated schedule.

11 RICHARD SCALI: All right.

12 Questions? Anybody from the public?

13 (No response.)

14 RICHARD SCALI: Nobody from the  
15 public is here.

16 Conditions?

17 WILLIAM DWYER: Just to coordinate  
18 with Public Works and the other departments  
19 in the city.

20 DAVID EDGAR: Sure, of course.

21 WILLIAM DWYER: Just to make sure.

1 And permit and SPOF regulations. Even though  
2 it won't really be a SPOF situation, but I'm  
3 sure there will be a mitigation agreement  
4 worked up with the Public Works in the city.

5 GEORGE FERNANDES: You have also  
6 coordinated with the Acorn Park project,  
7 right?

8 DAVID EDGAR: Yes.

9 GEORGE FERNANDES: Paul Finger?

10 DAVID EDGAR: Yes. Paul Finger  
11 Group. Bulfinch Properties.

12 RICHARD SCALI: All right.

13 Any other concerns? When is this  
14 happening, soon?

15 DAVID EDGAR: The last I heard was  
16 the pole line was scheduled to come down  
17 sometime in the end of October was the last I  
18 heard.

19 GEORGE FERNANDES: Yes.

20 RICHARD SCALI: So is that going to  
21 run into a problem with --

1 WILLIAM DWYER: There's other  
2 parties working with engineering on this one.  
3 I think the engineering firm that's hired by  
4 Public Works. So I think everything is going  
5 smooth so far.

6 DAVID EDGAR: NCA?

7 WILLIAM DWYER: Yes.

8 RICHARD SCALI: All right.

9 Motion then to approve subject to  
10 coordination with Public Works and other  
11 departments, permits, and follow our  
12 mitigation agreement and coordination with  
13 Acorn Park Bullfinch Properties.

14 WILLIAM DWYER: Moved.

15 RICHARD SCALI: Moved. Seconded.

16 All in favor?

17 WILLIAM DWYER: Yes.

18 GEORGE FERNANDES: Yes.

19 RICHARD SCALI: Thank you very much.

20 WILLIAM DWYER: One point. I'd like  
21 to thank Siena for -- they've had three

1 projects going on in the city the three the  
2 last month or so and I appreciate the fact,  
3 between us, Somerville and DCR, excuse me.  
4 You've been doing some, you know the effort  
5 that you've been doing, the effort you're  
6 taking to get things coordinated that's helps  
7 us.

8 DAVID EDGAR: Thank you.

9 RICHARD SCALI: Any other matters  
10 before us? Motion to adjourn?

11 WILLIAM DWYER: Moved.

12 RICHARD SCALI: Moved and seconded.  
13 All in favor?

14 (Aye.)

15 (At Twelve Noon, the  
16 meeting adjourned.)  
17  
18  
19  
20  
21

## C E R T I F I C A T E

COMMONWEALTH OF MASSACHUSETTS  
BRI STOL, SS.

I, Catherine Lawson Zelinski, a  
Certified Shorthand Reporter, the undersigned  
Notary Public, certify that:

I am not related to any of the parties  
in this matter by blood or marriage and that  
I am in no way interested in the outcome of  
this matter.

I further certify that the testimony  
hereinbefore set forth is a true and accurate  
transcription of my stenographic notes to the  
best of my knowledge, skill and ability.

IN WITNESS WHEREOF, I have hereunto set  
my hand this 31st day of August 2010.

\_\_\_\_\_  
Catherine L. Zelinski  
Notary Public  
Certified Shorthand Reporter  
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My Commission Expires:  
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